



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/614,790	07/12/2000	Sharon F. Kleyne	HME/7982.001	2570
29085	7590	11/21/2008		
HOWARD EISENBERG, ESQ. 1220 LIMBERLOST LANE GLADWYNE, PA 19035			EXAMINER WANG, SHENGJUN	
			ART UNIT	PAPER NUMBER
			1617	
			MAIL DATE	DELIVERY MODE
			11/21/2008	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**UNITED STATES PATENT AND TRADEMARK OFFICE**

---

**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

---

*Ex parte* SHARON F. KLEYNE

---

Appeal 2007-0945  
Application 09/614,790  
Technology Center

---

Decided: November 21, 2008

---

Before DONALD E. ADAMS, DEMETRA J. MILLS and  
LORA M. GREEN, *Administrative Patent Judges*.

MILLS, *Administrative Patent Judge*.

**DECISION ON REHEARING**

Appellant has requested rehearing of the decision entered February 26, 2008 ("Decision"), which entered new grounds of rejection of the claims under 35 U.S.C. § 102(b) and §103(a). We have jurisdiction under 35 U.S.C. § 6(b).

Appeal 2007-0945  
Application 09/614,790

We have carefully considered the arguments presented by Appellant in the Request for Rehearing dated April 7, 2008. In view of Appellant's arguments, we withdraw the new grounds of rejection of the claims under 35 U.S.C. § 102(b) and §103(a).

Therefore, claims 90-93 and 97-101 stand without rejection as all pending rejections have been withdrawn.

No time period for taking any subsequent action in connection with this appeal may be extended under 37 C.F.R. § 1.136(a).

REHEARING - GRANTED

clj

HOWARD EISENBERG, ESQ.  
1220 LIMBERLOST LANE  
GLADWYNE, PA 19035